

Atty. Docket No.: 17633/1120

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Faustman, et al.
Serial No.: 09/258,682
Filed: February 26, 1999
Entitled: Methods for Diagnosing and
Treating Autoimmune Disease

Examiner: Nolan, P.
Group Art Unit: 1644
Notice of Allowance Dated: 10/31/03
Conf. No.: 4225

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.10

I hereby certify that the paper (and any paper or fee referred to as being enclosed) is being deposited with the United States Postal Service using Express Mail to Addressee Service, under 37 C.F.R. Section 1.10, **Express Mail Label** No. EL932932060US on this date, **January 26, 2004**, postage prepaid, in an envelope addressed to Mail Stop: Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Kathleen Williams

Name of Person Mailing Paper

Signature of Person Mailing Paper

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

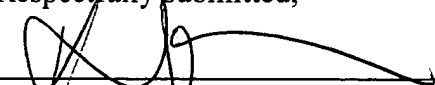
Enclosed for filing the above-identified patent application, please find the following documents:

1. Issue Fee Transmittal;
2. Response to Notice of Allowability;
3. 35 Sheets of Formal Drawings (Figures 1A-16);
4. Patent Application Data Sheet;
5. Submission Under 37 C.F.R. §1.312 (With a Copy of the IDS filed on August 17, 1999, Including a Copy of the Return Post Card and Copies of all References);
6. Form PTO-1449; and
7. Return Post Card.

The Commissioner for Patents is hereby authorized to charge all fees to Deposit Account No. 16-0085, Reference 17633/1120. A duplicate of this transmittal letter is enclosed for this purpose.

Date: January 26, 2004

Respectfully submitted,


Name: Kathleen Williams
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RESPONSE TO NOTICE OF ALLOWABILITY

Sir:

This is filed in response to the Notice of Allowability mailed October 31, 2003 in the above-noted U.S. patent application.

Examiner's Amendment:

Applicants formally authorize the Examiner's amendment appearing in the Notice of Allowability.

Substitute Declaration:

The Notice states that a substitute Declaration or Oath is required in order to correct the deficiencies set forth in the Declaration received 7/29/99. The Notice states that "Non-initialed or non-dated alterations have been made to the oath or declaration."

Applicants note that the non-initialed changes referred to were made by Inventor Hayashi to correct his address only. Applicants submit that, in accord with 37 C.F.R. §§1.63(c) and 1.67(a)(3), because the defect does not relate to the name or citizenship of the applicant, or to the correspondence address for the application, the error can be remedied by submission of an Application Data Sheet under 37 C.F.R. 1.76(c)(1).

An Application Data Sheet in accord with 37 C.F.R. 1.76 is enclosed. The Data Sheet shows the correct mailing address for inventor Hayashi. Applicants submit that the Application Data sheet correctly showing inventor Hayashi's address is sufficient to correct the noted defect in the Declaration filed.

Figures:

The Notice indicates that corrected drawings must be submitted. Formal figures 1-16 (in 35 sheets) are submitted herewith. The informalities noted in the Notice of Draftsperson's Patent Drawing Review have been addressed in the formal figures.

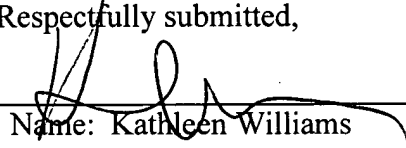
Rule 312 Amendment:

Also enclosed herewith is an amendment under 37 C.F.R. §312, re-submitting the IDS originally filed August 17, 1999 but not acknowledged by the Examiner. Entry of the amendment and consideration of the references is respectfully requested.

All issues raised in the Notice of Allowability have been addressed herein. Applicants respectfully request entry of the Application Data Sheet, Formal Figures and Rule 312 Amendment.

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Respectfully submitted,



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